

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

MINUTES OF PROCEEDINGS

BEFORE HONORABLE RAYMOND L. ACOSTA

COURTROOM DEPUTY: LILY ALICEA  
VILMA VILA

DATE: AUGUST 15, 2000

COURT REPORTER: VASHTI GERALD

CIVIL 98-1478 (RLA)

COURT INTERPRETER: JAIME SOTOMAYOR

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MIGDALIA AMALBERT COLON,  
ET AL

ATTORNEYS:  
JOSE LEON LANDRAU  
NEOMI LANDRAU RIVERA

V

K-MART CORP., ET AL

EILEEN LANDRON GUARDIOLA  
EDUARDO VERA RAMIREZ

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Case called for jury trial. Jury impanelled and sworn as follows:

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|---------------------|--------------------------|
| 1. ARLENE SAAP (4)  | 5. LUIS R. OCASIO (17)   |
| 2. RUTH MEDERO (5)  | 6. SYLVIA VERDEJO (20)   |
| 3. ANGEL PABON (10) | 7. VICTOR R. DAVILA (22) |
| 4. TERESA DROZ (12) | 8. HERIBERTO CRESPO (24) |

Preliminary instructions are given to the jury by the Court.

MILAGROS VALENTIN, fact witness for plaintiffs, is placed under the rules.

Arguments heard outside the presence of the jury on: (1) Motion in Limine, (2) Memorandum in Support of Motion in Limine, and (3) Statement of Evidence as to which Exclusion is Sought, filed by defendants on August 14, 2000.

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The Court ruled: (1) medical evidence regarding MRS. GARCIA's physical condition is relevant and admissible; (2) objections to plaintiffs' expert report will be resolved during his testimony; (3) as per the Court's previous ruling NORMA AMALBERT. may not testify at trial; (4) the \$23,000 bill for medical services may be introduced at trial, and (5) ruling re: presumption of missing witness for ARNALDO GARCIA ZAYAS held under advisement.

Jury called. Opening statements by plaintiffs and defendants heard.

Testimony on behalf of plaintiffs presented by JOSE AMALBERT FIGUEROA.

Court adjourns until tomorrow at 9:30 AM.

Joint Exhibits: I-1, I-2, II-1 & II-2.

  
COURTROOM DEPUTY